

1 \$7,084.MTW

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FILED
DISTRICT COURT OF GUAM
OCT 02 2003
MARY L. M. MORAN
CLERK OF COURT

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8
9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE DISTRICT OF GUAM**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 \$7,084.00 UNITED STATES
15 CURRENCY,

16 Defendant.

CIVIL CASE NO. 03-00026

**UNITED STATES MOTION TO
CONTINUE SCHEDULING
CONFERENCE AND PROPOSED
ORDER; AND EXTEND DATELINE
DATES REGARDING SCHEDULING
ORDER AND DISCOVERY PLAN**

17
18 COMES NOW the United States and requests this Honorable Court to continue the
19 Scheduling Conference currently scheduled for October 9, 2003. On August 21, 2003, the court
20 issued an order directing the government "and all pro se litigants that have appeared in the case"
21 to file proposed scheduling orders and discovery plans by September 24, 2003. The United
22 States makes this motion because there are no other litigants as of this date. This is an
23 uncontested forfeiture of abandoned monies found in a hotel room where drug trafficking
24 occurred. No one came forward to claim ownership of this money, either at the time it was
25 seized or at any time thereafter. Three notices concerning the forfeiture have already been
26 published. The publication dates of the notices of forfeiture were September 13, September 20,
27 and September 27, 2003. Given that whoever comes forward to claim this money will also be
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1 admitting to drug trafficking, it is highly unlikely that anyone will do so.

2 Accordingly, the government requests that the court continue this order pending final
3 publication of notice. If a claimant files a claim and answer pursuant to Rule C(6) of the
4 Supplemental Rules of Certain Admiralty and Maritime Claims, the government will then
5 request this Honorable Court to file a new scheduling order. Otherwise, the government will be
6 moving for default judgment and forfeiture as otherwise provided by law.

7 RESPECTFULLY SUBMITTED this 29th day of September, 2003.

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9 LEONARDO M. RAPADAS
United States Attorney
Districts of Guam and CNMI

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11 By: Karon V. Johnson
12 KARON V. JOHNSON
13 Assistant U.S. Attorney

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15 * * * ORDER * * *

16 IT IS HEREBY ORDERED that the Scheduling Conference scheduled for October 9,
17 2003 is hereby rescheduled to October 30, 2003 at 3:00 p.m.

18 IT IS FURTHER ORDERED that a proposed Scheduling Order and a proposed
19 Discovery Plan shall be filed no later than October 23, 2003.

20
21 OCT 02 2003

22 DATED

23 John S. Unpingco
JOHN S. UNPINGCO
24 Chief Judge
25 District Court of Guam

